



Council of the  
European Union

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#### **'I/A' ITEM NOTE**

From:	General Secretariat of the Council
To:	Permanent Representatives Committee (Part 2)/Council
No. prev. doc.:	11529/1/22 REV 1, 11750/1/22 REV 1
No. Cion doc.:	9159/20
Subject:	Proposal for a Council Regulation amending Regulation (EU) No 216/2013 on the electronic publication of the Official Journal of the European Union - Adoption

#### **I. INTRODUCTION**

1. On 22 June 2020, the Commission submitted to the Council a proposal for a Council Regulation amending Regulation (EU) No 216/2013 on the electronic publication of the Official Journal of the European Union.
2. The objective of the proposal is to allow the Publications Office of the European Union to
  - a) take the necessary measure to ensure that the Official Journal remains accessible, even in case of disruption of service, and

- b) remove data published in the Official Journal, in accordance with a decision by the Court of Justice of the European Union or Union legal acts on data protection, while respecting the principles of authenticity, integrity and inalterability of its content.
- 3. The proposal is based on Article 352 TFEU requiring unanimity in Council after having obtained the consent of the European Parliament.

## **II. EXAMINATION OF THE PROPOSED REGULATION**

- 4. The Working Party on e-Law (e-Law) examined the proposal over the second semester of 2020.
- 5. Following remarks by Member States, the text was reworked over the course of 2021 and 2022. A general agreement was reached at the level of the Working Party on e-Justice on 15 February 2023.
- 6. The text has been subjected for revision by the lawyer-linguists of the Council. The resulting text is set out in document 6551/23.
- 7. The Council on 4 April 2022<sup>3</sup> confirmed that there was a general agreement on the text of the proposed Regulation and decided to transmit to the European Parliament the draft text of the Regulation in order to obtain the consent of the European Parliament in accordance with Article 352.

8. On 22 November 2023, the European Parliament gave its consent to the draft Council Regulation.
9. Since the national parliamentary procedures are now completed, there is no further reservation on the proposal.
10. The Regulation shall enter into force on the twentieth day following that of its publication in the Official Journal of the European Union.

### **III. CONCLUSION**

11. In light of the above, Coreper is invited to recommend to the Council to adopt the proposed Regulation, as set out in 6551/23.

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